

AMENDED IN ASSEMBLY MARCH 28, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

## ASSEMBLY BILL

**No. 2380**

---

**Introduced by Assembly Member Weber**

February 21, 2014

---

An act to amend Section 64001 of the Education Code, relating to school advisory councils and committees. ~~plans.~~

### LEGISLATIVE COUNSEL'S DIGEST

AB 2380, as amended, Weber. School ~~advisory councils and committees. plans:~~ consolidated application for categorical programs: single plan for pupil achievement.

Existing law requires a school district that elects to apply for certain state and federal categorical program funds to submit to the State Department of Education a single consolidated application, referencing a duly adopted single plan for pupil achievement, for approval by the State Board of Education. Related onsite school and district compliance visits and reviews are conducted by the department.

Existing law requires the Superintendent of Public Instruction to establish the process and frequency for conducting reviews of district achievement and compliance with state and federal categorical program requirements.

This bill would add to these provisions references to programs funded through the local control funding formula, districtwide advisory committees on bilingual education, and templates adopted for the development of local control and accountability plans. The bill would require school districts to develop local control and accountability plans and annual updates in consultation with schoolsite level advisory groups and ensure that the local control and accountability plan and

*its specific actions are consistent with, and reflective of, the goals and plans of the schoolsite.*

*The bill would also make other nonsubstantive changes.*

Existing law requires a schoolsite council to be established at each school that participates in school-based program coordination. Existing law requires the governing board of a school district and the county superintendent of schools to each establish an English learner parent advisory committee if the enrollment of the school district, or the enrollment of the pupils in the schools and programs operated by the county superintendent of schools, includes a specified percentage and number of English learners.

This bill would state the intent of the Legislature to enact legislation that would update the role of schoolsite councils and English learner parent advisory committees so as to better align the operation of the councils and committees with the local control funding formula.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 64001 of the Education Code is amended  
2     to read:  
3     64001. (a) (1) Notwithstanding any other provision of law,  
4     a school districts district shall not be required to submit to the  
5     department, as part of the consolidated application, a school plans  
6     plan for categorical programs that are subject to this part. School  
7     districts shall assure, A school district shall ensure, in the  
8     consolidated application, that the Single Plan for Pupil  
9     Achievement single plan for pupil achievement established  
10    pursuant to subdivision (d) has been prepared in accordance with  
11    law, that schoolsite councils have developed and approved a plan,  
12    to be known as the Single Plan for Pupil Achievement single plan  
13    for pupil achievement, for schools participating in programs funded  
14    through the consolidated application process, and process or  
15    through the local control funding formula established pursuant to  
16    Section 42238.02, or any other school program they choose to  
17    include, and that school plans were developed with the review,  
18    certification, and advice of any applicable school advisory  
19    committees, including advisory committees established pursuant  
20    to Section 52176. The Single Plan for Pupil Achievement single

1 *plan for pupil achievement* may also be referred to as the ~~Single~~  
2 ~~Plan for Student Achievement~~ *single plan for student achievement*.  
3 The consolidated application shall also include certifications by  
4 appropriate district advisory committees, *including advisory*  
5 *committees established pursuant to Section 52176*, that the  
6 application was developed with review and advice of those  
7 committees.

8 ~~For any~~

9 (2) ~~If a consolidated application that~~ does not include the  
10 necessary certifications or assurances, the department shall initiate  
11 an investigation to determine whether the consolidated application  
12 and ~~Single Plan for Pupil Achievement~~ *single plan for pupil*  
13 *achievement* were developed in accordance with law and with the  
14 involvement of applicable advisory committees, *including advisory*  
15 *committees established pursuant to Section 52176*, and schoolsite  
16 councils.

17 (b) Onsite school and district compliance reviews of categorical  
18 programs shall continue, and school plans shall be required and  
19 reviewed as part of these onsite visits and compliance reviews.  
20 The Superintendent shall establish the process and frequency for  
21 conducting reviews of district achievement and compliance with  
22 state and federal categorical program requirements. In addition,  
23 the Superintendent of ~~Public Instruction~~ shall establish the content  
24 of these instruments, including any criteria for differentiating these  
25 reviews based on the achievement of pupils, as demonstrated by  
26 the Academic Performance Index developed pursuant to Section  
27 52052, and evidence of district compliance with state and federal  
28 law. The state board shall review the content of these instruments  
29 for consistency with state board policy *and with the template*  
30 *adopted pursuant to Section 52064 for development of local control*  
31 *and accountability plans*.

32 (c) (1) A school district shall submit school plans whenever  
33 the department requires the plans in order to effectively administer  
34 any categorical program subject to this part. The department may  
35 require submission of the school plan for any school that is the  
36 specific subject of a complaint involving any categorical program  
37 or service subject to this part.

38 ~~The~~

(2) *The department may require a school district to submit other data or information as may be necessary for the department to effectively administer any categorical program subject to this part.*

(d) *(1) Notwithstanding any other provision of law, as a condition of receiving state funding for a categorical program pursuant to Section 64000, and in lieu instead of the information submission requirements that were previously required by this section prior to the amendments that added this subdivision and subdivisions (e) to (i), inclusive, before January 1, 2002, a school district shall ensure that each school in a district its jurisdiction that operates any categorical programs subject to this part consolidates any the plans that are required by those programs into a single plan. Schools may consolidate any plans that are required by federal programs subject to this part into this plan, unless otherwise prohibited by federal law. That plan shall be known as the Single Plan for Pupil Achievement single plan for pupil achievement or may be referred to as the Single Plan for Student Achievement single plan for student achievement.*

*(2) To facilitate the alignment of required activities and avoid the duplication of effort, as referenced in Sections 52063 and 52064 with respect to school plans, local control and accountability plans, and federal law, a school district shall develop the local control and accountability plan and annual updates in consultation with schoolsite level advisory groups and ensure that the local control and accountability plan and its specific actions are consistent with, and reflective of, the goals and plans of the schoolsite.*

(e) *Plans developed pursuant to subdivision (d) of former Section 52054, as it read on June 30, 2013, and Section 6314 and following of Title 20 of the United States Code, shall satisfy this requirement the requirements of this section.*

(f) *Notwithstanding any other provision of law, the content of a Single Plan for Pupil Achievement single plan for pupil achievement shall be aligned with school goals for improving pupil achievement. School goals shall be based upon an analysis of verifiable state data, including the Academic Performance Index developed pursuant to Section 52052 and the English Language Development language development test developed pursuant to Section 60810, and may include any data voluntarily developed by school districts to measure pupil achievement. The Single Plan for Pupil Achievement single plan for pupil achievement shall, at*

1 a minimum, address how funds provided to the school through  
2 any of the sources identified in Section 64000 will be used to  
3 improve the academic performance of all pupils to the level of the  
4 performance goals, as established by the Academic Performance  
5 Index developed pursuant to Section 52052. The plan shall also  
6 identify the schools' means of evaluating progress toward  
7 accomplishing those goals and how state and federal law governing  
8 these programs will be implemented. *The plan shall also align*  
9 *with the school district's goals for unduplicated pupils in the state*  
10 *and local priority areas identified pursuant to Section 52060.*

11 (g) The plan required by this section shall be reviewed annually  
12 and updated, including proposed expenditure of funds allocated  
13 to the school through the consolidated application, by the schoolsite  
14 council, or, if the school does not have a schoolsite council, by  
15 schoolwide advisory groups or school support groups that conform  
16 to the requirements of Section 52852. The plans shall be reviewed  
17 and approved by the governing board of the local ~~education~~  
18 *educational* agency at a regularly scheduled meeting whenever  
19 there are material changes that affect the academic programs for  
20 ~~students~~ *pupils* covered by programs identified in Section 64000.

21 (h) The school plan and subsequent revisions shall be reviewed  
22 and approved by the governing board of the school district. ~~School~~  
23 ~~district governing boards~~ *The governing board of the school district*  
24 shall certify that, to the extent allowable under federal law, plans  
25 developed for purposes of this section are consistent with district  
26 local improvement plans that are required as a condition of  
27 receiving federal funding.

28 (i) ~~Nothing in this act may be construed to~~ *This section does*  
29 *not* prevent a school district, at its discretion, from conducting an  
30 independent review pursuant to subdivision (c) of ~~Section 64001~~  
31 *this section as that section it read on January 1, 2001.*

32 ~~SECTION 1. It is the intent of the Legislature to enact~~  
33 ~~legislation that would update the role of schoolsite councils and~~  
34 ~~English learner parent advisory committees so as to better align~~  
35 ~~the operation of the councils and committees with the local control~~  
36 ~~funding formula, including, but not limited to, aligning~~  
37 ~~development of local control and accountability plans with school~~  
38 ~~plans developed for state and federal programs pursuant to Section~~  
39 ~~64001 of the Education Code.~~

O